

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THOMAS B. GAINES, a deceased minor child by and through his personal representative(s) and/or successor(s) in interest; DIANA L. GAINES, individually, as Executor of the Estate of Thomas B. Gaines, and as Thomas B. Gaines' personal representative and successor in interest; GARY D. GAINES, individually and as Thomas B. Gaines' personal representative and successor in interest; and THE ESTATE OF THOMAS B. GAINES,

Plaintiffs,

v.

JOHNSON & JOHNSON, a New Jersey corporation; MCNEIL CONSUMER & SPECIALTY PHARMACEUTICALS, a Division of MCNEIL-PPC, INC., a New Jersey corporation; MCKESSON CORPORATION, a Delaware corporation; WAL-MART STORES, INC., a Delaware corporation; and DOES 1 through 100, inclusive,

Defendants.

Case No. CV 07-05503 PJH

**ADR CERTIFICATION BY PARTIES
AND COUNSEL**

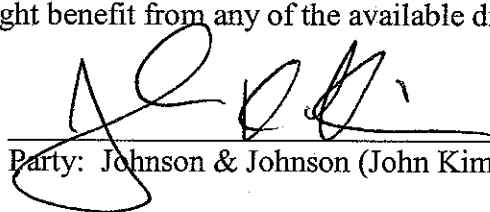
Pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5(b), each of the undersigned certifies that he or she has:

(1) Read the handbook entitled "*Dispute Resolution Procedures in the Northern District of California*" on the Court's ADR Internet site www.adr.cand.uscourts.gov (*Limited printed copies are available from the clerk's office for parties in cases not subject to the court's Electronic Case Filing program (ECF) under General Order 45*);

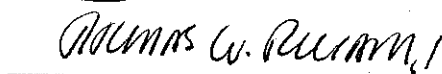
(2) Discussed the available dispute resolution options provided by the Court and private entities; and

(3) Considered whether this case might benefit from any of the available dispute resolution options.

Dated: 1/10/08


Party: Johnson & Johnson (John Kim)

Dates: 1-14-08


Counsel: Thomas W. Pulliam, Jr.

CERTIFICATE OF SERVICE

I, GLORIA CADENA, declare that:

I am at least 18 years of age, and not a party to the above-entitled action. My business address is 50 Fremont Street, 20th Floor, San Francisco, California 94105, Telephone: (415) 591-7500.

On January 14, 2008 I caused to be served the following document(s):

**ADR CERTIFICATION BY PARTIES AND COUNSEL (Party:
Johnson & Johnson, Counsel: Thomas W. Pulliam, Jr.)**

by enclosing a true copy of (each of) said document(s) in (an) envelope(s), addressed as follows:

- ☐ BY MAIL: I am readily familiar with the business' practice for collection and processing of correspondence for mailing with the United States Postal Service. I know that the correspondence is deposited with the United States Postal Service on the same day this declaration was executed in the ordinary course of business. I know that the envelope was sealed, and with postage thereon fully prepaid, placed for collection and mailing on this date, following ordinary business practices, in the United States mail at San Francisco, California.
- ☐ BY PERSONAL SERVICE: I caused such envelopes to be delivered by a messenger service by hand to the address(es) listed below:
- ☐ BY OVERNIGHT DELIVERY: I enclosed a true copy of said document(s) in a Federal Express envelope, addressed as follows:
- ☐ BY FACSIMILE: I caused such documents to be transmitted by facsimile transmission and mail as indicated above.
- ☒ **E-mail:** Electronic copy sent via E-mail to:
Michael J. Avenatti: mavenatti@gbpwlaw.com
Brian D. Witzer: witzer@witzerlaw.com

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**Attorneys for Plaintiffs: Sabrina
Brierton Johnson, Kenneth
Johnson and Joan Brierton-
Johnson**

1 I declare under penalty of perjury under the laws of the United States that the
2 above is true and correct.

3 Executed on January 14, 2008 at San Francisco, California.

4 /s/ Gloria Cadena
GLORIA CADENA